

Practitioner's Docket No. MPI98-067CP2CN1AM

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lehar, Sophie et al.

Application No.: 09/989,545

Group No.: 1644

Filed: November 20, 2001

Examiner: Ouspenski, Ilia I.

For: NOVEL TH2-SPECIFIC MOLECULES AND USES THEREOF

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT, PETITION AND FEE FOR EXTENSION OF TIME
TO MAINTAIN PARENT CASE THAT IS TO BE ABANDONED
WHEN FILING NEW APPLICATION CLAIMING ITS BENEFIT

1. The amendment in this case is a *bona fide* attempt by applicant to respond and to advance this application to final action. It comprises a separately filed continuation application.

A copy of this amendment and petition is being filed with the papers constituting the filing of the separately filed application.

2. This is a petition under 37 C.F.R. §1.136(a) for an extension of time to respond to the Office Action mailed November 5, 2004.

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10*

- ☐ with sufficient postage as first class mail.

- ☐ as "Express Mail Post Office to Addressee"
Mailing Label No. _____

TRANSMISSION

- ☒ transmitted by facsimile to the Patent and Trademark Office. (703) 872-9306

Signature

Date: May 3, 2005

Diana Gentile

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

05/05/2005 SDIRETA1 00000057 501668 09989545

01 FC:1253 1020.00 DA

(Page 1 of 2)

Practitioner's Docket No. MPI98-067CP2CN1AM

3. Please abandon this application conditioned upon the granting of the petition and the granting of a filing date to the continuing application, so as to make the continuing application copending with this application. (*Notice of May 13, 1983, 1031 O.G. 11-12*).

4. Applicant is other than a small entity.

5. Extension requested

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicant petitions for an extension of three months time under 37 C.F.R. §1.136(a).
(fees: 37 C.F.R. §1.17(a)(1)-(4)).

Fee: \$1020.00

If an additional extension of time is required, please consider this a petition therefor.

6. Fee Payment

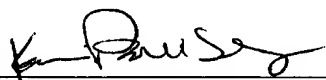
Charge Account No. 501668 the sum of \$ 1020.00.
A duplicate of this transmittal is attached.

7. Fee Deficiency

If any additional extension and/or fee is required, charge Account No. 501668.

May 3, 2005

MILLENNIUM PHARMACEUTICALS, INC.

By 
Kerri Pollard Schray
Reg. No. 47,066
40 Lansdowne Street
Cambridge, MA 02139
Telephone – (617) 551-3676
Facsimile – (617) 551-8820

Auto-Reply Facsimile Transmission

COPY



TO:

Fax Sender at 617 551 8820

Fax Information

Date Received:

5/3/2005 2:54:02 PM [Eastern Daylight Time]

Total Pages:

5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

=====>

05/03/05 16:05 FAX 617 551 8820 B11J2KAT118 001

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Practitioner's Docket No. MP08-067CP2CN1AM **PATENT**

(703) 872-9306

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on May 3, 2005

Diana Gentile
Signature

Diana Gentile
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Submitted herewith:

Amendment, Petition and Fee for Extension of Time
To Maintain Patent Case that is to be Abandoned when
Filing New Application Claiming its Benefit (2 pages - in duplicate)

Total Pages (5 pages)
(Including this cover sheet)

TO: 5697 (8-00)
Approved for use through 10/31/2005. OMB 0551-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

PAGE 1/5 * RCVD AT 5/3/2005 2:54:02 PM [Eastern Daylight Time] * SVR:USPTO-FPXRF-1/5 * DNR:8729306 * CBID:617 551 8820 * PURATION (mem-ss):01-05

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 0703
 CONNECTION TEL 917038729306
 SUBADDRESS
 CONNECTION ID
 ST. TIME 05/03 15:05
 USAGE T 01'51
 PGS. SENT 5
 RESULT OK

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Practitioner's Docket No. MPI98-067/CP2CN1AM

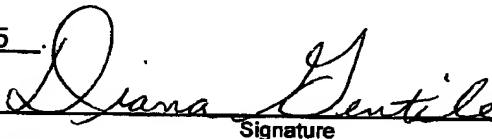
PATENT

(703) 872-9306

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on May 3, 2005


 Signature

Diana Gentile

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Submitted herewith:

Amendment, Petition and Fee for Extension of Time
 To Maintain Parent Case that is to be Abandoned when
 Filing New Application Claiming its Benefit

(2 pages – in duplicate)

Practitioner's Docket No. MPI98-067CP2CN1AM

PATENT

(703) 872-9306

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on May 3, 2005



Signature

Diana Gentile

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Submitted herewith:

Amendment, Petition and Fee for Extension of Time
To Maintain Parent Case that is to be Abandoned when
Filing New Application Claiming its Benefit

(2 pages – in duplicate)

Total

Pages (5 pages)
(Including this cover sheet)